

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ELIZABETH DE COSTER *et al.*, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware
corporation,

Defendant.

Case No. 2:21-cv-00693-JHC

DEBORAH FRAME-WILSON *et al.*, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware
corporation,

Defendant.

Case No. 2:20-cv-00424-JHC

ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFFS'
MOTION TO COMPEL PRODUCTION
OF DOCUMENTS FROM AMAZON'S
PRIVILEGE LOGS AND FOR
APPOINTMENT OF A SPECIAL
MASTER

CHRISTOPHER BROWN, *et al.*, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware
corporation,

Defendant.

Case No. 2:22-cv-00965-JHC

ORDER GRANTING IN PART & DENYING IN
PART PLAINTIFFS' MOTION TO COMPEL
Nos. 2:21-cv-00693-JHC, 2:20-cv-00424-JHC, 2:22-cv-00965-JHC

1 These matters come before the Court on Plaintiffs' Motion to Compel Production of
2 Documents from Amazon's Privilege Logs and for Appointment of a Special Master. Case No.
3 21-693, Dkt. # 189; Case No. 20-424, Dkt. # 186; Case No. 22-965, Dkt. # 89. The Court has
4 considered the materials filed in support of and in opposition to the motion, the rest of the files in
5 these matters, the governing law, and the Parties' argument at the hearing on January 31, 2025.

6 Being fully advised, the Court GRANTS the motion in part and DENIES it in part as
7 follows:

8 (1) Plaintiffs' request for a bad-faith finding and for focused discovery regarding
9 Amazon's practices relating to marking materials as privileged is DENIED.

10 (2) By February 25, 2025, Amazon shall complete its review of every document
11 withheld in these actions and produce any and all for which it cannot make a clear showing that a
12 primary purpose of the communication was to request or provide legal advice. Documents sent
13 to attorneys may not be withheld simply because attorneys received them or because an attorney
14 was asked to "advise" or provide "guidance" on a business, operational, technical, strategic or
15 public relations issues. Nor can documents be withheld based on an attorney's active
16 participation in a communication if the communication does not involve the provision of legal
17 advice. Documents must be produced with narrowly tailored redactions.

18 (3) By February 25, 2025, Amazon must produce a final privilege log.

19 (4) Within 10 days of Amazon's production of documents and a revised privilege log,
20 Plaintiffs shall identify up to 100 documents for in camera review. Amazon shall then provide
21 the identified documents to the Court within 3 business days.

22 (5) After the Court reviews the *in camera* sample and issues any resulting order,
23 Plaintiffs may submit briefing on fees and costs.

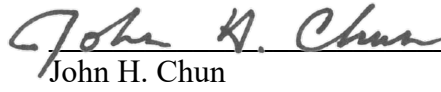
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1 DATED: February 3, 2025.

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4 John H. Chun
5 United States District Judge
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